

UNITED STATES
DEPARTMENT OF THE INTERIOR
BUREAU OF LAND MANAGEMENT
222 WEST SEVENTH AVENUE, #13
ANCHORAGE, ALASKA 99513-7599

INTERIM CONVEYANCE

WHEREAS

Chugach Alaska Corporation

is entitled to a conveyance pursuant to Secs. 22(f) and 22(j), as amended, of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1621(f), 1621(j), and Secs. 1302(h) and 1430(a) of the Alaska National Interest Lands Conservation Act of December 2, 1980 (ANILCA), Pub. L. 96-487, 94 Stat. 2371, 2475, 2531, of the surface and subsurface in the following-described lands:

Copper River Meridian, Alaska

- T. 2 S., R. 1 E., partially surveyed
- Sec. 12, E $\frac{1}{4}$, excluding Native allotment AA-2068, Parcel A;
 - Sec. 22;
 - Sec. 23, excluding U.S. Survey No. 4865; U.S. Survey No. 5218, lots 1 and 2; Native allotments AA-2068, Parcel B; and A-043380;
 - Sec. 24, excluding U.S. Survey No. 5218, lot 2; Native allotments AA-2068, Parcel B and A-043380;
 - Sec. 25, excluding U.S. Survey No. 5218, lot 2, and Native allotment A-043380;
 - Sec. 26, W $\frac{1}{4}$, excluding U.S. Survey No. 3350; U.S. Survey No. 4866, lots 1 and 2; U.S. Survey No. 4951; U.S. Survey No. 5218, lot 1; Native allotment A-043380; and that portion lying east of the Richardson Highway centerline and north of U.S. Survey No. 3350;
 - Sec. 27;
 - Sec. 34, excluding Native allotment AA-7242, Parcel B;
 - Sec. 35, excluding U.S. Survey No. 2287; U.S. Survey No. 3012; U.S. Survey No. 3012A; U.S. Survey No. 3344; U.S. Survey No. 3460; U.S. Survey No. 4866, lots 1, 2, and 3; U.S. Survey No. 4951; Native allotment AA-7242, Parcel B; and tentative approval of September 10, 1986, covering State selection application AA-3026;
 - Sec. 36.

Containing approximately 5.150 acres.

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T. 3 S., R. 1 E., unsurveyed

Secs. 2 and 3, excluding Native allotment AA-7242, Parcel B;

Secs. 9 and 10;

Sec. 15, excluding U.S. Survey No. 5591, lot 2;

Sec. 16;

Sec. 21, excluding U.S. Survey No. 4797, lot 2;

Sec. 22; excluding U.S. Survey No. 4797, lots 1 and 2; and

U.S. Survey No. 5591, lot 1;

Sec. 27;

Sec. 28, excluding U.S. Survey No. 5111;

Sec. 32;

Sec. 33, excluding U.S. Survey No. 4346, lot 2 and Native allotment AA-7454.

Containing approximately 7,251 acres.

Aggregating approximately 12,401 acres.

Excluded from the above-described lands herein conveyed are the submerged lands, if any, up to the ordinary high water mark, beneath rivers 3 chains wide (198 feet) and wider and lakes 50 acres and larger, which are meanderable according to the 1973 Bureau of Land Management Manual of Surveying Instructions, as modified by Departmental regulation 43 CFR 2650.5-1. These submerged lands and navigable waters will be identified at the time of survey.

NOW KNOW YE, that there is, therefore, granted by the UNITED STATES OF AMERICA, unto the above-named corporation the surface and subsurface in the lands above described; TO HAVE AND TO HOLD the said estate with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said corporation, its successors and assigns, forever.

EXCEPTING AND RESERVING TO THE UNITED STATES from the lands so granted:

Pursuant to paragraph 13 of the 1982 CNI Settlement Agreement entered into under the provisions of Sec. 1430 of the Alaska National Interest Lands Conservation Act (94 Stat. 2371, 2531), the following easements and interests in land, including improvements and facilities constructed thereon, are reserved to the United States. The easements are shown on the easement map, a copy of which can be found in the Bureau of Land Management's Public Land Records. Uses of easements shall be in accordance with the provisions of paragraph 13 of the Agreement. The following general standards, unless otherwise specified shall apply:

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Road easements shall be 60 feet in width for local roads and 100 feet in width for regional roads. A trail may be constructed within a road easement.

Trail easements shall be 25 feet in width.

Site easements shall comprise reasonably compact tracts of the specified area and shall be one (1) acre in size unless otherwise specified.

Streamside easements shall comprise that area of land constituting the bed and the banks, and the area 50 feet upland of the ordinary high water mark on both sides of the stream.

- (22) Squirrel Creek Trail, an easement for an existing trail from the Richardson Highway in Sec. 26, T. 2 S., R. 1 E., Copper River Meridian, generally paralleling Squirrel Creek to public land.
- (23) Tonsina Road #1, an easement for an existing road 100 feet in width from the Richardson Highway in Sec. 22, T. 3 S., R. 1 E., Copper River Meridian, southwesterly overlaying right-of-way A-058866.
- (24) Tonsina Lake Trail, an easement for the existing Tonsina Lake Trail from its junction with right-of-way A-058866 in Sec. 21, T. 3 S., R. 1 E., Copper River Meridian, southwesterly to public land.
- (25) Bernard Creek Trail, an easement for the existing Bernard Creek Trail from the Richardson Highway in Sec. 22, T. 3 S., R. 1 E., Copper River Meridian, and passing through Secs. 15 and 2, T. 3 S., R. 1 E., Copper River Meridian, northeasterly to public land.
- (26) Kimball Pass Trail, an easement for the existing Kimball Pass Trail from the Richardson Highway in Sec. 28, T. 3 S., R. 1 E., Copper River Meridian, easterly to public land.
- (27) Little Tonsina River Streamside, a streamside easement along the Little Tonsina River.
- (28) Tonsina Gaging Station, an existing site easement in Sec. 26, T. 2 S., R. 1 E., Copper River Meridian for purposes including the construction, operation and maintenance of a stream gaging station and ingress and egress to the station.

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- (29) Little Tonsina Road, Site and Trail #1, a one-half acre site easement located on the east side of the Richardson Highway at the junction with Kimball Pass Trail, in Sec. 28, T. 3 S., R. 1 E., Copper River Meridian, including a trail easement from the Richardson Highway northwesterly to the Little Tonsina River and a local road easement between the Richardson Highway and the site.
- (30) Little Tonsina River Road, a sixty (60) foot wide road easement for an existing road from No. (23) Tonsina Road No. 1 where it crosses the Little Tonsina River in Sec. 21, T. 3 S., R. 1 E., Copper River Meridian, northerly, generally parallel to the right bank of the channel of the Little Tonsina River to the confluence of the Little Tonsina and Tonsina Rivers in Sec. 21, T. 3 S., R. 1 E., Copper River Meridian.
- (31) Little Tonsina Site #3, a one (1) acre site easement upland of the ordinary high water mark in Sec. 21, T. 3 S., R. 1 E., Copper River Meridian, on the right bank of the confluence of the Little Tonsina and Tonsina Rivers.

THE GRANT OF THE ABOVE-DESCRIBED LANDS IS SUBJECT TO:

1. Issuance of a patent after approval and filing by the Bureau of Land Management of the official or supplemental plat of survey confirming the boundary description and acreage of the lands hereinabove granted;
2. Valid existing rights therein, if any, including but not limited to those created by any lease, contract, permit, right-of-way, or easement, and the right of the lessee, contractee, permittee, or grantee to the complete enjoyment of all rights, privileges, and benefits thereby granted to him. Further, pursuant to Sec. 17(b)(2) of the Alaska Native Claims Settlement Act of December 18, 1971 (ANCSA), 43 U.S.C. 1601, 1616(b)(2), any valid existing right recognized by ANCSA shall continue to have whatever right of access as is now provided for under existing law;
3. The terms and conditions of the 1982 CNI Settlement Agreement, entered into pursuant to Sec. 1430 of the Alaska National Interest Lands Conservation Act (94 Stat. 2371, 2531). A copy of the Agreement is recorded in the Valdez Recording District in File No. 83-95, Book 97, Pages 704-864 and in the Chitina Recording District in File No. 83-102, Book 15, Pages 353-513;

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4. An easement for highway purposes, including appurtenant protective, scenic and service areas, extending one hundred fifty (150) feet on each side of the centerline of the Richardson Highway (FAP No. 71) as established by Public Land Order 1613 (23 F.R. 2376), pursuant to the Act of August 1, 1956, 43 U.S.C. 971a, as amended, and transferred to the State of Alaska pursuant to the Alaska Omnibus Act, Pub. L. 86-70, 73 Stat. 141, located in Secs. 23, 26, 34 and 35, T. 2 S., R. 1 E., and Secs. 3, 10, 15, 21, 22, 28, and 33, T. 3 S., R. 1 E., Copper River Meridian;
5. A right-of-way or easement for highway purposes, extending one hundred (100) feet on each side of the centerline of the Edgerton Cutoff (FAS No. 851) as established by Secretarial Order 2665 on October 16, 1951, pursuant to the Act of June 30, 1932, 47 Stat. 446, 43 U.S.C. 221a, as amended, and transferred to the State of Alaska pursuant to the quitclaim deed dated June 30, 1959, and executed by the Secretary of Commerce pursuant to the authority of the Alaska Omnibus Act, Pub. L. 86-70, 73 Stat. 141, located within Sec. 12, T. 2 S., R. 1 E., Copper River Meridian;
6. As to Sec. 12, T. 2 S., R. 1 E., Copper River Meridian, right-of-way A-058267, for a Federal Aid Material Site granted to the State of Alaska, Department of Highways, on February 25, 1963, under the provisions of the Act of August 27, 1958, 72 Stat. 885, 23 U.S.C. 317;
7. As to Sec. 12, T. 2 S., R. 1 E., Copper River Meridian, right-of-way A-058268, for a Federal Aid Material Site granted to the State of Alaska, Department of Highways, on February 25, 1963, under the provisions of the Act of August 27, 1958, 72 Stat. 885, 23 U.S.C. 317;
8. As to Secs. 21, 22, 28, and 32, T. 3 S., R. 1 E., Copper River Meridian, right-of-way A-058866, for a Federal Aid Material Site one hundred (100) feet in width lying fifty (50) feet on each side of the centerline granted to the State of Alaska, Department of Highways, on July 24, 1963, under the provisions of the Act of August 27, 1958, 72 Stat. 885, 23 U.S.C. 317;
9. As to Secs. 21 and 28, T. 3 S., R. 1 E., Copper River Meridian, right-of-way A-061476, for a Federal Aid Material Site granted to the State of Alaska, Department of Highways, on July 23, 1964, under the provisions of the Act of August 27, 1958, 72 Stat. 885, 23 U.S.C. 317;
10. As to Secs. 34 and 35, T. 2 S., R. 1 E., and Secs. 3, 10, 15, 21, 22, 28, and 33, T. 3 S., R. 1 E., Copper River Meridian, right-of-way A-061631, for a 14.4 kv electric distribution line fifty (50) feet in

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width, lying twenty-five (25) feet on each side of the centerline, granted to the Copper Valley Electric Association, Inc., on July 20, 1965, under the Act of March 4, 1911, 36 Stat. 1253, 43 U.S.C. 961. This right-of-way will expire on July 20, 2015;

11. As to Secs. 21, 22, 28, and 33, T. 3 S., R. 1 E., Copper River Meridian, right-of-way A-064235, three hundred (300) feet in width, lying one hundred fifty (150) feet on each side of the centerline granted to the State of Alaska, Department of Highways, on April 28, 1966, under the provisions of the Act of August 27, 1958, 72 Stat. 885, 23 U.S.C. 317;
12. As to Secs. 22, 27, and 34, T. 2 S., R. 1 E., and Secs. 3, 9, 16, 21, 28, 32, and 33, T. 3 S., R. 1 E., Copper River Meridian, right-of-way AA-5847, as amended, for the Trans-Alaska Pipeline System, issued to Alyeska Pipeline Service Company, agent for Amerada Hess Corporation, et al., under the provision of Sec. 28 of the Mineral Leasing Act of 1920, 41 Stat. 449, as amended, 30 U.S.C. 185 et seq., as amended by Public Law 93-153, 87 Stat. 584, 43 U.S.C. 1651. This right-of-way will expire on January 22, 2004;
13. As to Secs. 23 through 26, T. 2 S., R. 1 E., Copper River Meridian, an easement and right-of-way to operate, maintain, repair, and patrol an overhead open wire and underground communication line or lines, and appurtenances thereto, in, on, over, and across a strip of land fifty (50) feet in width, lying twenty-five (25) feet on each side of the centerline of the Alaska Communication System's open wire or pole line and/or buried communication cableline, conveyed to RCA Alaska Communications, Inc., by Easement Deed effective January 10, 1971, and assigned to Copper Valley Telephone Cooperative, Inc., on June 29, 1977, AA-6188, pursuant to the Alaska Communications Disposal Act of November 14, 1967, 81 Stat. 441, 40 U.S.C. 771, et seq.
14. As to Secs. 26 and 35, T. 2 S., R. 1 E., and Secs. 2, 15, 21, 22, 27, 28, and 33, T. 3 S., R. 1 E., Copper River Meridian, an easement and right-of-way to operate, maintain, repair, and patrol an overhead open wire and underground communication line or lines, and appurtenances thereto, in, on, over, and across a strip of land fifty (50) feet in width, lying twenty-five (25) feet on each side of the centerline of the Alaska Communication System's open wire or pole line and/or buried communication cableline, conveyed to RCA Alaska Communications, Inc., by Easement Deed effective January 10, 1971, and assigned to Copper Valley Telephone Cooperative, Inc., on June 29, 1977, AA-6190, pursuant to the Alaska Communications Disposal Act of November 14, 1967, 81 Stat. 441, 40 U.S.C. 771, et seq.

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15. As to Sec. 35, T. 2 S., R. 1 E., Copper River Meridian, right-of-way AA-6282, for a Federal Aid Material Site granted to the State of Alaska, Department of Highways, on December 8, 1972, under the provisions of the Act of August 27, 1958, 72 Stat. 885, 23 U.S.C. 317;
16. As to Secs. 23 and 26, T. 2 S., R. 1 E., Copper River Meridian, right-of-way AA-8109, Parcels 1, 2, and 3, for a Federal Aid Highway granted to the State of Alaska, Department of Highways, on March 29, 1973, under the provisions of the Act of August 27, 1958, 72 Stat. 885, 23 U.S.C. 317;
17. As to Sec. 35, T. 2 S., R. 1 E., and Secs. 3, 10, and 15, T. 3 S., R. 1 E., Copper River Meridian, right-of-way AA-8124, Parcels 2, 3, 3A, and 4, for a Federal Aid Highway granted to the State of Alaska, Department of Highways, on March 29, 1973, under the provisions of the Act of August 27, 1958, 72 Stat. 885, 23 U.S.C. 317;
18. As to Sec. 23, T. 2 S., R. 1 E., Copper River Meridian, right-of-way AA-8192, Parcel 3A, for a Federal Aid Highway granted to the State of Alaska, Department of Highways, on March 29, 1973, under the provisions of the Act of August 27, 1958, 72 Stat. 885, 23 U.S.C. 317;
19. As to Secs. 21 and 22, T. 3 S., R. 1 E., Copper River Meridian, right-of-way AA-9462 for a lateral access road to the Trans-Alaska Pipeline System, issued to Alyeska Pipeline Service Company, agent for Amerada Hess Corporation, et. al., under the Trans-Alaska Pipeline Authorization Act of November 16, 1973, P.L. 93-153, 87 Stat. 584, et seq. This right-of-way will expire on January 22, 2004;
20. As to Secs. 16, 21, and 22, T. 3 S., R. 1 E., Copper River Meridian, right-of-way AA-11182, for a 14.4 kv electric distribution line twenty (20) feet in width, lying ten (10) feet on each side of the centerline granted to the Copper Valley Electric Association, Inc., on July 23, 1976, and amended on August 17, 1976, pursuant to the Act of March 4, 1911, 36 Stat. 1253, as amended, 43 U.S.C. 961 (1976). This right-of-way will expire on July 23, 2026.
21. As to Secs. 22, 27, and 34, T. 2 S., R. 1 E., and Secs. 3, 9, 16, 21, 28, and 32, T. 3 S., R. 1 E., Copper River Meridian, right-of-way AA-12692, for a 138 kv electric transmission line one hundred (100) feet in width, lying fifty (50) feet on each side of the centerline granted to the Copper Valley Electric Association, Inc., on October 10, 1979, as amended, and assigned to the Alaska Power Authority on February 2, 1983, pursuant to the Act of October 21, 1976, 90 Stat. 2743. This right-of-way will expire on October 10, 2009;

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22. As to Sec. 23, T. 2 S., R. 1 E., Copper River Meridian, right-of-way AA-38319, to construct and/or maintain a Federal Aid Primary Highway three hundred (300) feet in width, lying one hundred fifty (150) feet on each side of the centerline granted to the State of Alaska, Department of Transportation and Public Facilities, on September 4, 1980, under the provisions of the Act of August 27, 1958, 72 Stat. 885, 23 U.S.C. 317;
23. A highway easement deed, AA-53073, issued by the Department of Transportation, Federal Highway Administration, for a right-of-way for the construction, operation and maintenance of a highway facility and use of the space above and below the established grade line of the highway pavement for highway purposes on, over, across, in and upon Sec. 10, T. 3 S., R. 1 E., Copper River Meridian, issued to the State of Alaska, Department of Transportation and Public Facilities, on June 16, 1983, under the provisions of the Act of August 27, 1958, as amended, 23 U.S. C. 317;
24. As to Sec. 12, T. 2 S., R. 1 E., Copper River Meridian, right-of-way AA-58755, for a 14.4/24.9 kv electric distribution line thirty (30) feet in width, lying fifteen (15) feet on each side of the centerline granted to Copper Valley Electric Association, Inc., on June 5, 1990. Act of October 21, 1976, 43 U.S.C. 1701, et seq. This right-of-way will expire on December 31, 2012;
25. As to Sec. 12, T. 2 S., R. 1 E., Copper River Meridian, right-of-way AA-58758, for a buried telephone cable and pedestals twenty (20) feet in width, lying ten (10) feet on each side of the centerline granted to Copper Valley Telephone Cooperative, Inc., on June 5, 1990. Act of October 21, 1976, 43 U.S.C. 1701, et seq. This right-of-way will expire on December 31, 2017.
26. The following third-party interest, AA-59056, created and identified by the Federal Energy Regulatory Commission, as provided by paragraph 25 of the CNI Settlement Agreement and Sec. 14(g) of ANCSA:

A license for power project 2742, as amended, with the right of the United States or its permittees or licensees to enter upon, occupy, and use, any part or all of said land lying within fifty (50) feet of the centerline of the transmission line within Secs. 22, 27, and 34, T. 2 S., R. 1 E., and Secs. 3, 9, 16, 21, 28, and 32, T. 3 S., R. 1 E., Copper River Meridian, issued to Copper Valley Electric Association, June 21, 1978, and assigned to Alaska Power Authority for a period of 50 years for the purposes set forth in and subject to the conditions and limitations of Section 24 of the Federal Power Act of August 26, 1935, as amended, 41 Stat. 1075, as amended, 16 U.S.C. 818.

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IN WITNESS WHEREOF, the undersigned authorized officer of the Bureau of Land Management has, in the name of the United States, set his hand and caused the seal of the Bureau to be hereunto affixed on this 8th day of March, 1991, in Anchorage, Alaska.

UNITED STATES OF AMERICA

/s/ Terry R. Hassett

Terry R. Hassett
Chief, Branch of KCS Adjudication

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